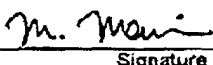


PTO/SB/26 (10-00)

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT		Docket Number (optional) JSS-0009
In re Application of: Robert J. Wittenbrink, et al.		
Application Number 09/992,141	[400100]	Family Number P2001J066
Filed: November 6, 2001		
For: SLURRY HYDROCARBON SYNTHESIS WITH LIQUID HYDROISOMERIZATION IN THE SYNTHESIS REACTOR		
<p>The owner*, <u>ExxonMobil Research and Engineering Company</u> (formerly Exxon Research and Engineering Company) of <u>one hundred percent (100%)</u> interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior <u>Patent No. 09/992,390</u>. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input checked="" type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input type="checkbox"/> The undersigned is an attorney of record.</p> <p style="text-align: right;">  Signature </p> <p style="text-align: right;"> 8/25/03 Date </p> <p style="text-align: right;"> MARK D. MARIN Typed or printed name </p> <p><input type="checkbox"/> Terminal disclaimer fee under 37 CFR 1.20(d) is included.</p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 CFR 1.20(d): charge Deposit Account No. 05-1330.</p> <p>* Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.</p>		

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AMENDMENT TRANSMITTAL FORM

In re application of: Robert J. Wittenbrink) Before the Examiner
 U. S. Serial No.: 09/992,141 [400100]) Walter Dean Griffin
 Filed: November 6, 2001)
 For: SLURRY HYDROCARBON SYNTHESIS WITH) Confirmation Number: 4624
 LIQUID HYDROISOMERIZATION IN THE) Group Art Unit: 1764
 SYNTHESIS REACTOR) Family Number: P2001J066

Commissioner for Patents
 P.O. Box 1450
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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the
 Commissioner for Patents facsimile number 1-703-872-9310 on the date shown below.

Susan Fleming Type or print name of person signing certification
 Susan Fleming Signature
 8/25/03 Date

Transmittal herewith is an amendment/response in the above-identified application.

Petition for extension of time pursuant to 37 CFR 1.136 and 1.137 is hereby made, if and to the extent, required. The fee for this extension of time is calculated to be \$ to extend the time for filing this response until .

The fee for any changes in number of claims has been calculated as shown below.

CLAIMS AS AMENDED						
(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid For	(5) Present Extra	(6) Rate	(7)
Total Claims	26	Minus	27	0	x 18.00	0
Indep. Claims	2	Minus	3	0	x 24.00	0
MULTIPLE DEPENDENT CLAIM FEE					\$280.00	0
FEE FOR CLAIM CHANGES						0

- * If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The total fee for this Amendment and Terminal Disclaimer, including claim changes and any extension of time is calculated to be \$110.00.

☒ Charge \$110.00 to Deposit Account No. 05-1330.

☒ The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 and 1.17 which may be required by this paper, or credit any overpayment, to Deposit Account No. 05-1330. A duplicate copy of this Form is enclosed.

8/25/03

M. Marin

Attorney or Agent of Record

MARK D. MARIN

Registration No. 50,842

☒ Pursuant to 37 CFR 1.34(a)

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